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ఆంధ్రప్రదేశ్ రాజపత్రము

THE ANDHRA PRADESH GAZETTE

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PART VII EXTRAORDINARY

No.26 AMARAVATI, MONDAY , APRIL 24, 2017 **G.48**

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PANCHAYAT RAJ AND RURAL DEVELOPMENT DEPARTMENT (Ele.&Rules)

DENOTIFICATION OF CERTAIN AREAS NAMELY (1) DIVIVARIPALEM (2) ANANDAPURAM (HEAD QUARTER) AS GRAM PANCHAYATS – INCLUSION OF THE AREAS IN THE LIMITS OF KANDUKUR MUNICIPALITY.

[G.O.Ms.No. 24, Panchayat Raj and Rural Development (Ele.&Rules), 24th April, 2017]

Read the following :-

1. G.O.Ms.No.15, PR&RD (Pts.IV) Dept., dated : 16.01.2007.
2. G.O.Ms.No.22, MA&UD., Dept., dated : 16.01.2007.
3. Common Orders dated : 28.07.2010 in W.P.No.2256 of 2007 and 18257/2008. Of High Court of A.P.
4. From the District Collector, Prakasam Lr.Roc.No.4643/94/(Pts.)A3, dated : 05.12.2016.
5. G.O.Ms.No.158, MA&UD (G2) Department, dated : 24.04.2017.

In the G.O. 1st read above, notification was issued declaring the Divivaripalem and Anandapuram as villages and by virtue of the provisions contained in Section 4 of the Andhra Pradesh Panchayat Raj Act, 1994, these villages shall be deemed to be Gram Panchayats:

Sl. No.	Name of the Gram Panchayat.	Village comes under purview of the Gram Panchayat
1	Divivaripalem	Ganigunta
2	Anandapuram (Head quarter)	1. Kandravaripalem 2. Gallavaripalem 3. Mokkodipalem 4. Chuttugunta 5. Anandapuram (SC) Colony 6. Anandapuram (ST) Colony 7. Sameerapalem

In the G.O.2nd read above, Govt. in MA & UD Department have issued notification for excluding the following areas from the limits of Kandukur Municipality :

8th ward : (a) Devivaripalem (b) Ganigunta (c) Anandapuram.

9th Ward : (a) Chuttagunta (b) Gallavaripalem (c) Mokkodipalem (d) Kandravaripalem.

10th Ward : (a) Saameerapalem (b) Anandapuram (SC Colony) and (c) Anandapuram (ST Colony).

In the order 3rd read above, the Hon'ble High Court in its common order dt.28.07.2010 issued the following orders:

> "W.P.No.2256 of 2007 and 18257/2008 are allowed and G.O.Ms.No.22, dt. 16.01.2007 and all other consequential proceedings issued thereafter are quashed. Three months time is given to the respondents, to restore the position that obtained prior to the issuance of the said G.O. in all respects".

On this, Government have filed appeal petitions before the High Court of A.P. in W.A.No.177/ 2011 & 178/2011; later the said two writ appeals were withdrawn and the Hon'ble High Court in its order dt. 04.08.2016 observed as follows:

> "A letter is filed by the learned Advocate General seeking permission to withdraw both the writ appeals.
>
> Both the writ appeals are accordingly dismissed as withdrawn. The miscellaneous petitions pending. If any, shall also stand disposed of. There shall be no order as to costs".

In the letter 4th read above, the District Collector, Prakasam District has stated that on withdrawal of writ appeals filed by the Government and in pursuance of the Hon'ble High Court orders dt. 04.08.2016, the Hon'ble High Court in their common order dt. 28.07.2010 holds good. He has therefore requested the Govt. to issue necessary orders on the orders passed by the Hon'ble High Court of A.P. dt.28.07.2010 for restoration of the original position of the Kandukur Municipality.

Government after careful examination of the matter have decided to cancel the notification issued in the G.O. 1st read above, in which the areas namely (1) Divivaripalem and (2) Anandapuram declared as Gram Panchayats, so as to merge them into Kandukur Municipality for restoration of the original position.

NOTIFICATION

In exercise of the powers conferred under clause (f) of sub-section (2) of Section 3 of the Andhra Pradesh Panchayat Raj Act, 1994 (Andhra Pradesh Act No.13 of 1994) read with clause (i) of sub-rule (1) of Rule 12 of the Andhra Pradesh Gram Panchayats (Declaration of Villages) Rules, 2007 issued in G.O.Ms.No.542, Panchayat Raj and Rural Development (Pts.IV) Dept., dt. 03.12.2007, the Governor of Andhra Pradesh hereby cancel the notification issued in G.O.Ms.No.15, PR&RD (Pts.IV) Department, dated : 16.01.2007, so as to merge the same into Kandukur Municipality with immediate effect.

Dr. K.S. JAWAHAR REDDY,
Principal Secretary to Government.

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